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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/759,249	01/20/2004	Ramiro Liscano	1244.43420X00	7076
20457 7590 12/13/2007 ANTONELLI, TERRY, STOUT & KRAUS, LLP 1300 NORTH SEVENTEENTH STREET SUITE 1800 ARLINGTON, VA 22209-3873			EXAMINER MOUZON, LAJUANIA N	
			ART UNIT 2153	PAPER NUMBER
			MAIL DATE 12/13/2007	DELIVERY MODE PAPER

**Please find below and/or attached an Office communication concerning this application or proceeding.**

The time period for reply, if any, is set in the attached communication.

## Office Action Summary

Application No.

10/759,249

Applicant(s)

LISCANO, RAMIRO

Examiner

La Juania N. Mouzon

Art Unit

2153

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

### Period for Reply

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) OR THIRTY (30) DAYS, WHICHEVER IS LONGER, FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133). Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

### Status

- 1) ☒ Responsive to communication(s) filed on 27 September 2007.
- 2a) ☐ This action is **FINAL**. 2b) ☒ This action is non-final.
- 3) ☐ Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

### Disposition of Claims

- 4) ☒ Claim(s) 1-13 is/are pending in the application.
- 4a) Of the above claim(s) \_\_\_\_\_ is/are withdrawn from consideration.
- 5) ☐ Claim(s) \_\_\_\_\_ is/are allowed.
- 6) ☒ Claim(s) 1-13 is/are rejected.
- 7) ☐ Claim(s) \_\_\_\_\_ is/are objected to.
- 8) ☐ Claim(s) \_\_\_\_\_ are subject to restriction and/or election requirement.

### Application Papers

- 9) ☐ The specification is objected to by the Examiner.
- 10) ☐ The drawing(s) filed on \_\_\_\_\_ is/are: a) ☐ accepted or b) ☐ objected to by the Examiner.  
Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).  
Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d).
- 11) ☐ The oath or declaration is objected to by the Examiner. Note the attached Office Action or form PTO-152.

### Priority under 35 U.S.C. § 119

- 12) ☒ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
- a) ☒ All b) ☐ Some \* c) ☐ None of:
- 1) ☒ Certified copies of the priority documents have been received.
  - 2) ☐ Certified copies of the priority documents have been received in Application No. \_\_\_\_\_.
  - 3) ☐ Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).

\* See the attached detailed Office action for a list of the certified copies not received.

### Attachment(s)

- |  |   |
|--|---|
| 1) <input checked="" type="checkbox"/> Notice of References Cited (PTO-892)          | 4) <input type="checkbox"/> Interview Summary (PTO-413)           |
| 2) <input type="checkbox"/> Notice of Draftsperson's Patent Drawing Review (PTO-948) | Paper No(s)/Mail Date. _____                                      |
| 3) <input type="checkbox"/> Information Disclosure Statement(s) (PTO/SB/08)          | 5) <input type="checkbox"/> Notice of Informal Patent Application |
| Paper No(s)/Mail Date _____  | 6) <input type="checkbox"/> Other: _____                          |

## **DETAILED ACTION**

### ***Response to Amendment***

1. This Office Action is in response to Applicant's Amendment filed 9/27/2007.

Claims 1-13 are pending. Claim 13 is new added.

### ***Specification***

2. Applicant's amendments to the specification filed on 9/27/2007, have been fully considered and are persuasive. The objections to the specification have has been withdrawn.

### ***Claim Objections***

3. Applicant's amendments to claims 6 and 12 filed on 9/27/2007, have been fully considered and are persuasive. The objections to claims 6 and 12 have has been withdrawn.

### ***Claim Rejections - 35 USC § 102***

4. The following is a quotation of the appropriate paragraphs of 35 U.S.C. 102 that form the basis for the rejections under this section made in this Office action:

A person shall be entitled to a patent unless –

(e) the invention was described in (1) an application for patent, published under section 122(b), by another filed in the United States before the invention by the applicant for patent or (2) a patent granted on an application for patent by another filed in the United States before the invention by the applicant for patent, except that an international application filed under the treaty defined in section 351(a) shall have the effects for purposes of this subsection of an application filed in the United States only if the international application designated the United States and was published under Article 21(2) of such treaty in the English language.

5. Claims 1-13 are rejected under 35 U.S.C. 102(e) as being anticipated by Teeple et al. (US PGPub 2002/0120779).

6. In regards to claim 1 Teeple et al. discloses, a method for providing local information about a network portal (**Fig. 5 #500**) to a destination server (**Fig. 5 #501**), comprising:

- a. creating a message containing substitutable variables and addressed to said destination server (**¶0140 line(s) 1-6 and ¶0035 line(s) 18-20, teach a user creating message with substitute variables and addressed to a destination server.**);
- b. sending said message (**¶0140 line(s) 1-2, teach sending the message.**);
- c. receiving said message at said network portal (**¶0140 line(s) 6-7, teach the network portal (Universal Bit Broker) receiving the message.**);
- d. detecting said substitutable variables in said message (**¶0140 line(s) 7-11 and ¶0053 line(s) 6-7, teach the Universal Bit Broker (Network Portal), which includes a ML Parser, identifying if there are any substitute variables (tags).**);
- e. amending said message at said network portal in response to detecting said substitutable variables by replacing said substitutable variables in said message with said local information (**¶0140 line(s) 7-11, ¶0062-0071, and ¶0082-0087, teach amending the message at the network portal after detecting the substitute variables with local information.**); and

f. sending amended message to said destination server (**¶0140 line(s) 11-14, teach sending the amended message to the destination server.**).

7. In regards to claims 2 and 8 Teeple et al. discloses, wherein said message and said amended message are formatted according to a text-based Internet protocol (**Fig. 5 #530-533, ¶0140 line(s) 3-6, and line(s) 11-14, teach sending the message in a text-based internet protocol.**).

8. In regards to claims 3 and 9 Teeple et al. discloses, wherein said text-based Internet protocol is Hypertext Transfer Protocol (**¶0138 line(s) 8-9, ¶0139 line(s) 6-9, and ¶0032 line(s) 4-9, teach the text-based Internet protocol (IP) is HTTP.**).

9. In regards to claims 4 and 10 Teeple et al. discloses, wherein said text-based Internet protocol is Session Initiation Protocol (**¶0138 line(s) 8-9 and ¶0139 line(s) 6-9, teach that any type of protocol can be used to send the message. Therefore, it is inherent that SIP is included.**).

In regards to claims 5 and 11 Teeple et al. discloses, wherein said text-based Internet protocol is Simple Mail Transfer Protocol (**¶0138 line(s) 8-9, teach whereas the amended message can be SMTP. Whereas in ¶0139 line(s) 6-9, teach that any type of protocol can be used for the original message.**).

10. In regards to claims 6 and 12 Teeple et al. discloses, where said network portal is an Internet Appliance (**Fig. 5 #500 and ¶0138 line(s) 3-6, teach the Universal Bit Broker being an Internet Appliance.**).

11. In regards to claim 7 Teeple et al. discloses, a network portal (**Fig. 5 #500**) configured to provide local information to a destination server (**Fig. 5 #501**), comprising:

g. memory for storing said local information in association with a substitutable variable (**Fig. 5 #800 and ¶0139 line(s) 1-6 and line(s) 14-17, teach a database (memory) where the local information associated with the substitute variables are stored.**);

h. a receiver for receiving a message, said message addressed to said destination server and consisting partly of said substitutable variable (**¶0140 line(s) 6-7, teach the Universal Bid Broker (Network Portal) receiving message with substitute variables and addressed to a destination server. Therefore, it is inherent that there is a receiver for receiving this message.**);

i. means for identifying said substitutable variable in said message (**¶0140 line(s) 7-11 and ¶0053 line(s) 6-7, teach the Universal Bit Broker (Network Portal), which includes a ML Parser, as means for identifying if there are any substitute variables (tags).**);

j. a processor for replacing said substitutable variable in said message with said local information from said memory, thereby creating an amended message (**¶0076, teach the rule evaluator, which is included in the Universal Bid Broker, as a processor for replacing the substitute variable in the message with information from message. Thereby created an amended message.**);  
and

k. a transmitter for sending said amended message to said destination server (**¶0140 line(s) 11-14, teach sending the amended message to the destination server. Therefore, it is inherent that there is a transmitter for sending the amended message.**).

12. In regards to claim 13 Teeple et al. discloses, a method for providing local information about a network portal (Fig. 5 #500) to a destination server (Fig. 5 #500), comprising:

l. receiving a message addressed to a destination server, at said network portal, said message containing substitutable variables and addressed to said destination server (**¶0140 line(s) 1-7 and ¶0035 line(s) 18-20, teach the network portal (Universal Bit Broker) receiving the message addressed to a destination server including substitute variables.**);

m. detecting said substitutable variables in said message (**¶0140 line(s) 7-11 and ¶0053 line(s) 6-7, teach the Universal Bit Broker (Network Portal), which includes a ML Parser, identifying if there are any substitute variables (tags).**);

n. amending said message at said network portal in response to detecting said substitutable variables by replacing said substitutable variables in said message with said local information (**¶0140 line(s) 7-11, ¶0062-0071, and**

**¶0082-0087, teach amending the message at the network portal after detecting the substitute variables with local information.); and**

**o. sending amended message to said destination server (¶0140 line(s) 11-14, teach sending the amended message to the destination server.).**

### ***Response to Arguments***

13. Applicant's arguments, see pg. 6-9, filed 9/27/2007, with respect to the rejection(s) of claim(s) 1-12 under 102(e) have been fully considered and are persuasive. Therefore, the rejection has been withdrawn. However, upon further consideration, a new ground(s) of rejection is made in view of Teeple et al. (US PGPub 2002/0120779).

### ***Conclusion***

14. The prior art made of record and not relied upon is considered pertinent to applicant's disclosure. Offermann (US PGPub 2004/0123148) securely passing user credentials for access to an application through a network portal.

Any inquiry concerning this communication or earlier communications from the examiner should be directed to La Juania N. Mouzon whose telephone number is 571-270-3045. The examiner can normally be reached on Monday - Friday 8:00-5:00, 1st Fridays off.




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If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Glenton Burgess can be reached on 571-272-3949. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free). If you would like assistance from a USPTO Customer Service Representative or access to the automated information system, call 800-786-9199 (IN USA OR CANADA) or 571-272-1000.

LNМ



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